

**BOROUGH OF DUMONT
BERGEN COUNTY, N.J.
EXECUTIVE SESSION MINUTES
MAY 1, 2012
6:30 PM**

Mayor Kelly called the meeting to order at 6:35PM

Flag Salute, Silent Prayer

Sunshine Law: The notice requirements of the Open Public Meetings Act of the State of New Jersey have been satisfied by the inclusion of the date, time and place of this regular meeting in the annual schedule and notice of regular meetings of this Governing Body. Such annual schedule and notice of regular meetings is posted at Borough Hall, was sent to *The Record* and the *Ridgewood News*, posted on the Borough website and filed with the Borough of Dumont.

Roll Call:

Council members Brophy, Carrick, Freeman, Hayes, Stylianou, Zamechansky-present
Mayor Kelly-present

Councilman Hayes requested that two resolutions be added to appoint the Borough engineer. Boswell Engineering-#12-128 and Brooker Engineering-#12-129. These and #12-108-T&M Associates-would be moved to non-consent.

Motion to Accept Agenda as presented: Councilman Stylianou

Second: Councilman Freeman

All in favor.

Public Hearing on the 2012 Municipal Budget

Councilman Freeman explained that tonight's budget hearing is based primarily on the budget as introduced. If a line item changes by more than 10% an amendment resolution is required. The next public meeting will include the amendments. Two significant revenue sources that were anticipated are not available in 2012. These include the monopoly lease assignment of \$314,000, FEMA reimbursement of \$164,000 and several others. Revenues relative to last year are decreasing by \$530,000. There are significant expenses over \$100,000 including police salaries and wages and other expenses-combined increase of \$249,000; BCUA-increase of \$226,000; health insurance-increase of \$122,000; emergencies-\$140,000 and debt service-\$113,000. As a result of the reassessment the average home has decreased from \$382,000 to \$307,000.

Councilman Stylianou asked how much over the cap we are. Councilman Freeman responded \$63,000.

Councilwoman Zamechansky asked the increase per average household. Councilman Freeman responded that with the expected future amendments it would be \$182.

Motion by Councilman Hayes and seconded by Councilman Freeman to have the non-consent resolutions voted on in the following order: Boswell, Brooker, T&M.

Roll call vote: Council members Brophy, Freeman, Hayes, Stylianou, Zamechansky-yes

Councilman Carrick-no

Motion to open to the public: Councilman Hayes

Second: Councilman Freeman

All in favor.

1. Sal Maurice, 25 Druid Avenue, asked if we have too many police officers on the job. He was also told of a report from the FBI that we do not have enough police. Mayor Kelly asked if he could get a copy of that report.

Motion to close: Councilman Stylianou

Second: Councilman Freeman

All in favor.

Review of Consent Agenda Items: All items with an asterisk are considered to be non-controversial by the Council and will be approved by one motion. There may be further discussion prior to the vote upon request of a member of the public or a Council member. Also, any item may be removed for further discussion or for roll call vote in which case the item will be removed and considered in its normal sequence as part of the general order of business.

RESOLUTIONS

#12-123 Authorization of Execution of Agreement with Musco Sports Lighting, LLC-Memorial Park-\$18,308 * Councilman Stylianou stated that the lights were old and dangerous and needed to be replaced.

#12-124 Authorization of Execution of Lease Agreement with Fleetwood Leasing, LLC-Police Department Recording Server-\$22,124.00 *

#12-125 Approval of Vantage Health System Off-Premise 50/50 Raffle to be drawn October 24, 2012; ID#109-4-37166, RL#366 *

#12-126 White Beeches Force Main Upgrade Project Revised Change Order #3-\$3,090 *

#12-127 Michael Stevens-Approval as Member of Dumont Fire Department *

Motion to open to the public: Councilman Stylianou

Second: Councilman Freeman

All in favor.

Motion to close: Councilwoman Zamechansky

Second: Councilman Freeman

All in favor.

Motion to adopt: Councilwoman Zamechansky

Second: Councilman Freeman

Roll call vote: Council members Brophy, Carrick, Freeman, Hayes, Stylianou, Zamechansky-yes

Non-consent Agenda

Motion to change order of resolutions listing Boswell first, Brooker second and T&M last: Councilman Hayes

Second: Councilman Freeman

Roll call vote: Council members Brophy, Freeman, Hayes, Stylianou, Zamechansky-yes Councilman Carrick-no

Motion carried.

Motion to open to the public: Councilman Stylianou

Second: Councilman Freeman

All in favor.

1. Sal Maurice, 25 Druid Avenue, asked how many engineering companies being considered and would the Council be appointing the lowball one?

Motion to close: Councilwoman Zamechansky

Second: Councilman Stylianou

All in favor.

#12-128 Appointment of Boswell Engineering as Borough Engineer

Motion to adopt: Councilman Hayes

Second: Councilman Brophy

Councilman Hayes stated his reason for wanting to change borough engineer is that he would like to have new set of eyes after seven years.

Roll call vote: Council members Brophy, Hayes-yes

Council members Carrick, Freeman, Stylianou, Zamechansky-no

Motion failed.

#12-129 Appointment of Brooker Engineering as Borough Engineer

Motion to adopt: Councilman Stylianou

Second: Councilman Freeman

Motion to open to the public: Councilman Stylianou

Second: Councilman Freeman

All in favor.

Motion to close: Councilman Hayes

Second: Councilman Freeman

All in favor.

Roll call vote: Council members Brophy, Freeman, Hayes-yes

Council members Carrick, Stylianou, Zamechansky-no

Mayor Kelly broke the tie with a no vote.

Motion failed.

#12-108 Appointment of T&M Associates as Borough Engineer

Councilman Stylianou stated that he has a comfort level with T&M and has never had any issues with them. Dominic Carrino has always been responsive. It is already May and he feels it would not make sense to bring on a new engineer at this point.

Councilwoman Zamechansky agreed with everything Councilman Stylianou said. Mr. Carrino is very receptive to the residents as well.

Councilman Carrick said he feels T&M understands the town and are doing the projects.

Motion to open to the public: Councilman Stylianou

Second: Councilman Freeman

All in favor

1. Sal Maurice, 25 Druid Avenue, spoke of the Brook project and that if they stop at Brook Street they will not be solving problems north of that. No workers have been down there.

Mayor Kelly explained that the project is ongoing now.

Dominic Carrino, Borough engineer, responded that this project does address the flooding from Madison Avenue north to the northern sector of the town. The work has just begun. The only thing the contractor has done is beginning to de-snag the brook and

the cleaning of the channel. None of the drainage work has begun yet. There are DEP regulations they must follow.

Motion to close to the public: Councilwoman Zamechansky

Second: Councilman Freeman

All in favor.

Roll call vote: Council members Carrick, Stylianou, Zamechansky-yes

Council members Brophy, Freeman, Hayes-no

Mayor Kelly broke the tie with a yes vote.

Motion carried.

Motion to open to the public for general comments: Councilwoman Zamechansky

Second: Councilman Freeman

All in favor.

1. Kai Chen, 90 Teak Road, said he arrived after the public hearing on the budget. He asked about page 40 of the budget and a six year projection. There is a single entry for 2012, which he feels, is vague. He looked at Westwood's budget and they have items projected for future years. Wouldn't it be advantageous for Dumont to plan for items in the future.

The Mayor said he will work with the finance committee.

Motion to close: Councilman Stylianou

Second: Councilman Freeman

All in favor.

The Mayor recessed the meeting to Executive Chambers.

Motion to go back into public: Councilman Hayes

Second: Councilman Freeman

All in favor.

The Mayor asked if the Clean Communities grant the Borough recently received was included in the budget. The administrator responded that it is.

Administrator Perkins' Report

The TwinBoro project is going well-the conduit for the irrigation is being installed now.

Engineer Carrino's Report

The EIT project is continuing. There are still nine open easements. The offers will be withdrawn on those easements not signed by the end of the week.

The plans for Roosevelt are finished. While doing the survey work two other properties that are the same elevation as the Russini property. Pipe will be extended into those properties as well. He asked for authorization for soil testing. According to DEP regulations, soil hauled away must be tested. Ms. Russini said she would keep her dirt.

The Borough received a \$146,200 DOT municipal aid grant for Depew. The worst area is by the school from E. Quackenbush to the dead end and Wood Place to Washington. Davies to New York Avenue is also in poor shape. The construction cost for the three areas is \$300,000. If they want to limit the price to the amount of the grant, they would have to decide which area they would like to do.

Council Committee Reports

- Councilman Brophy

Shade Tree Commission

At their reorganization meeting Ray Slaman was appointed chairperson.

Arbor Day was very successful. Mr. Slaman thanked the Mayor and Council members Brophy and Carrick for attending.

Board of Education

There is a meeting scheduled for a week from Thursday.

- Councilman Carrick

No report

- Councilman Freeman

No report

- Councilman Hayes

Ambulance

The Councilman went to their Board of Governor's meeting and went over their budget. They thanked the Council for their continued support.

- Councilman Stylianou

5K

There was a meeting attended by himself and council members Brophy and Zamechansky. Those present decided to move the race from Dumont Day to September 1, 2012. The Councilman said that they had checked with the school board and they have consented to allow the use of the school without charging extra. He said that this date would allow participation by cross country teams in the area. The net proceeds will go to a family in need. Expenses would include police, ambulance and DPW. It was the consensus of the Council to change the date to September 1st. Councilman Carrick will donate his stipend to this family.

- Councilwoman Zamechansky

Celebrations

Mariner's Bank will sponsor the concert Dumont Day.

Chamber of Commerce

The Farmer's Market grand opening is this Saturday at Sorosis Park.

Attorney Paster's Report

He met with Dominic and Antonios from T&M and representatives from Tomco this afternoon. Due to the nature of the soil around the project area, they will need to compile a health and safety action plan-a plan how their workers will enter the brook, their clothing, etc. There is an additional \$2,800 fee required by DEP. This was unexpected but is needed in order to proceed with the project. There was a consensus to approve it verbally tonight and more formally the next public meeting.

An addendum is needed for the DPW Monopole bid.

He has contacted the bond company regarding the contractor for the Library project to try to get him to proceed with the air curtain.

Mayor's Report

Mayor Kelly applauded the Shade Tree Commission for an excellent Arbor Day celebration.

He also attended Dominic Fierro's Eagle Scout ceremony and congratulated him.

The Municipal Clerk read the resolution to enter closed session to discuss contract negotiations-police

Motion: Councilman Stylianou

Second: Councilman Freeman

Roll call vote: Council members Brophy, Freeman, Hayes, Stylianou, Zamechansky-yes
Councilman Carrick-no

Motion to go back into public following closed session: unanimous by acclamation.

There was discussion pertaining to contract negotiations including various options.

Motion to conduct a meeting with the PBA to continue discussion of contract negotiations within seventy-two hours numbered 12-130: Councilman Stylianou

Second: Councilwoman Zamechansky

Roll call vote: Council members Stylianou and Zamechansky-yes

Council members Carrick, Freeman, Hayes-no

Councilman Brophy abstained.

Councilman Hayes requested that five RICE notices be distributed.

The Mayor asked for a motion to authorize Labor Counsel to distribute two RICE notices for the next available meeting numbered 12-131: Councilwoman Zamechansky

Second: Councilman Stylianou

Roll call vote: Council members Carrick, Freeman, Stylianou, Zamechansky-yes

Councilman Hayes-no

Councilman Brophy-abstain

Motion carried.

There will be a special meeting scheduled for next week.

Motion to adjourn: Councilman Carrick

Second: Councilman Freeman

All in favor.

Meeting adjourned at 9:00PM

Minutes respectfully submitted by:

Susan Connelly, RMC

Municipal Clerk